

BEFORE THE OFFICE OF CAMPAIGN FINANCE
DISTRICT OF COLUMBIA BOARD OF ELECTIONS AND ETHICS
FRANK D. REEVES MUNICIPAL BUILDING
2000-14th STREET, N.W., SUITE 420
WASHINGTON, D.C. 20009
(202) 671-0550

IN THE MATTER OF)	DATE: July 7, 2004
)	
Yvette Green)	DOCKET NO.: 03F-091
Auditor)	
Office of the Inspector General)	
4331-3 rd Street, NW)	
Washington, DC 20011)	

ORDER

This matter came before the Office of Campaign Finance (OCF) based upon respondent's motion for reconsideration (Motion) of the Order of the Director issued on September 25, 2003. On September 25, 2003, the Director entered an Order in this matter which imposed a fine of \$2,000.00 for failure to timely file a Financial Disclosure Statement on or before June 19, 2003 for calendar year 2002. On October 2, 2003, respondent filed the Motion.

Summary of Evidence

In the Motion, respondent states that she left District Government service in August 2002, and that she did not have an exit conference. Respondent further states that she was not informed of the requirement to file any document with the Office of Campaign Finance upon separation from government. Respondent filed a fully executed Financial Disclosure Statement with OCF on October 17, 2003.

Findings of Fact

Having reviewed respondent's motion and the record herein, I find that:

1. Respondent separated from the District Government in August 2002.
2. Respondent believed she was not aware of the requirement to file a final Financial Disclosure Statement with OCF upon separation from government service.

IN THE MATTER OF: Yvette Green

Page 2

3. OCF provided notice to file a Financial Disclosure Statement if the filer ceases to serve prior to May 15th of any year, and within 30 days of any change in information on its Financial Disclosure Statement form.
4. Respondent has no history of prior filing delinquencies.
5. Respondent filed the required Financial Disclosure Statement on October 17, 2003.
6. Respondent's explanation for the filing delinquency is credible in that she believed she was not informed of the requirement to file a Financial Disclosure Statement with OCF upon separation from the District Government.
7. Respondent is currently in compliance with the statute.

Conclusions of Law

1. Pursuant to the Order In the Matter of: Yvette Green, a fine in the amount of \$2,000.00 was imposed upon respondent herein.
2. In accordance with 3 D.C.M.R. §3711.5 (1999), respondent appealed this matter.
3. Respondent violated D.C. Official Code §1-1106.02.
4. For good cause shown pursuant to 3DCMR §3711.6, the Director of Campaign Finance (Director) may modify, rescind, dismiss or suspend any fine.
5. Respondent's explanation for the filing delinquency constitutes good cause for suspension of the fine.

IN THE MATTER OF: Yvette Green
Page 3

Recommendation

In view of the foregoing and information included in the record, I hereby recommend that the Director suspend the imposition of the fine in this matter.

Date

Jean Scott Diggs
Hearing Officer

Concurrence

In view of the foregoing, I hereby concur with the Recommendation.

Date

Kathy S. Williams
General Counsel

ORDER OF THE DIRECTOR

IT IS ORDERED that the fine in this matter be hereby suspended.

Date

Cecily E. Collier-Montgomery
Director

SERVICE OF ORDER

This is to certify that I have served a true copy of the foregoing Order.

NOTICE

Pursuant to 3DCMR §3711.5 (1999), any fine imposed by the Director shall become effective on the 16th day following the issuance of a decision and order, if the respondent does not request an appeal of this matter. If applicable, within 10 days of the effective date of this order, please make a check or money order payable to the D.C. Treasurer, c/o Office of Campaign Finance, Suite 420, 2000-14th Street, N.W., Washington, D.C. 20009.